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Government of Kerala
1974

Reg. No. K. 107.

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XIX] Trivandrum, Wednesday, 18th September 1974 / 27th Bhadra 1896 [No. 662

GOVERNMENT OF KERALA

Home (SS) Department

NOTIFICATION

No. 56479/SS1/73/Home. *Dated, Trivandrum, 18th September 1974*

The following notification published in the Gazette of India Extraordinary No. 224, Part II, Section 3, Sub Section (i) dated the 5th September, 1974, is hereby republished for general information.

By order of the Governor.

S. NARAYANASWAMY,
Special Secretary to Government.

33/2876/MC.

No. F. 17/49/74-Poll (D. II)

GOVERNMENT OF INDIA

Ministry of Home Affairs

NOTIFICATION

New Delhi, the 5th September, 1974.

G. S. R. 385. (E) In exercise of the powers conferred by rule 102 of the Defence of India Rules. 1971, the Central Government hereby appoints a Compensation Tribunal for the State of Kerala with headquarters at Trivandrum, to exercise the functions conferred on the Compensation Tribunal by rules 100 and 101 of the said rules. The Compensation Tribunal shall consist of the following members, namely:—

1. Shri S. Sivaraman, Second Additional District and Sessions (Special) Judge, Trivandrum.
2. Shri C. P. A. Vasudevan, Inspecting Assistant, Commissioner of Income-tax, Trivandrum.

C. V. NARASIMHAN.
Joint Secretary.

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TRIVANDRUM, 1974

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1974

Reg. No. K. 172.

KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

Agriculture (Planning II) Department

NOTIFICATION

No. 49364/P5/74/AD. *Dated, Trivandrum, 12th September 1974.*

S. R. O. No. 678/74.—In exercise of the powers conferred by Section 63 of the Kerala Agricultural University Act, 1971 (33 of 1971), the Government of Kerala hereby made the following Statutes for the conduct of election to the various authorities of the Kerala Agricultural University, namely:—

PART I

1. These Statutes may be called the Statutes for the conduct of elections to the various authorities of the Kerala Agricultural University.

2. *Definitions.*—In these Statutes, unless the context otherwise requires,—

(1) "Act" means the Kerala Agricultural University Act, 1971 (33 of 1971);

(2) "candidate" means a person qualified to seek election and who has been duly nominated in accordance with these Statues;

(3) "continuing candidate" means a candidate not selected or not excluded from the poll at any given time;

(4) "elector" means a person who is qualified to vote at the election;

(5) "polling station" means a place fixed for the conduct of the poll at the election.

33/2868/MC.

3. *Mode of election.*—(1) The election of members of the General Council under clauses (2) to (9) under "Elected Members" in Section 10 and the election of members to the Executive Committee under clauses (2), (3) and (4) under "Other Members" in Section 14 and the election of Members to the Academic Council under clause (j) and (k) of sub-section (1) of Section 17 of the Act shall be held by postal ballot in accordance with the provisions in Part II of these Statutes.

(2) The provisions of this Part shall not apply to the election of members to the General Council under clause (1) under "Elected Members" in Section 10 and to the election of representatives of the Universities of Calicut, Cochin and Kerala under clause (1) under "Other Members" in Section 10. In the case of election of members from the Kerala Legislative Assembly the Returning Officer shall make a request to the Secretary of the Legislative Assembly to conduct the elections according to the principles of proportional representation by means of single transferable vote and communicate the results to him. The Returning Officer shall also furnish to the Secretary, Legislative Assembly the number of vacancies for which elections have to be conducted and the date by which the names and addresses of the persons elected have to be communicated to him.

(3) In the case of members to represent the Universities of Cochin, Calicut and Kerala under clause (1) under "Other Members" in Section 10, the Returning Officer shall make a request to the Registrar of the Universities concerned to forward the name of the representative elected by the Senate of the respective Universities. The Returning Officer shall also make a request to the Secretary, Indian Council of Agricultural Research to forward the name of its representative to represent the Indian Council of Agricultural Research in the General Council. He shall also furnish the Registrars of the Universities and the Secretary, Indian Council of Agricultural Research the details regarding the number of vacancies and the date by which the names and addresses of the persons have to be communicated to him.

(4) All the elections shall be held as and when required.

4. *Vice-Chancellor responsible for conduct of elections.*—Subject to the other provisions of these Statutes, the Vice-Chancellor shall be responsible for the conduct of all elections held by the University and he shall have power—

(a) to fix the date, place and time of all elections;

(b) to prescribe the form of notice, nomination, letter of intimation, declaration paper, ballot paper, ballot paper cover and the envelope for any election, the form of any other record to be prepared or maintained in relation to an election and also the instructions to be contained in the notification regarding election;

(c) to decide, in cases of doubt, the validity or otherwise of each ballot paper or of each vote recorded thereon;

(d) to declare the result of each election;

(e) to fix—

(i) the date of notification;

(ii) the last date for receipt of nomination;

(iii) the date of scrutiny of nominations and publication of list of candidates validly nominated;

(iv) the last date and hour for withdrawal of candidature;

(v) the date of publication of the final list;

(vi) the date of issue of ballot paper;

(vii) the date and hour for the poll;

(viii) the date and hour of scrutiny and counting of votes.

5. *Returning Officer.*—(a) The Registrar shall be the Returning Officer for all elections held by the University.

(b) There shall be an Assistant Returning Officer, appointed by the Vice-Chancellor to assist the Returning Officer in the conduct of the election.

6. *Election in anticipation of vacancies.*—The Vice-Chancellor shall have power to direct the holding of elections in anticipation of vacancies that are about to occur by efflux of time.

7. *Election note to be invalid by reason of vacancies in electoral roll.*—No election shall be invalid by reason of any vacancy among the persons entitled to vote at such election or on account of the non-receipt or loss during transmission of any notice, ballot paper, or any other paper connected with the election.

8. *Electoral rolls.*—The Registrar shall maintain electoral roll for each electoral body entitled to elect members at any election conducted by the University, showing the names and addresses of all the persons.

9. *Date of publication of electoral roll.*—The electoral rolls shall be published in the University Office not less than 30 clear days before the date of notification of the election. The Returning Officer shall notify the date of publication of such electoral roll, not less than 30 clear days before the date of publication of the roll, in newspapers approved by the Vice-Chancellor for the purpose.

10. *Eligibility to take part in elections.*—The names of persons who are on the electoral body 30 days before the date of publication of the roll alone shall be included in the electoral roll and such persons alone shall be entitled to participate in the election:

Provided that any person who ceases to be a member of an electoral body before the date of issue of the ballot paper from the University Office shall not be entitled to participate in the election.

11. *Corrections, alterations, etc. in electoral roll.*—It shall be competent for the Vice-Chancellor to make any addition, correction, alteration or deletion in any electoral roll:

Provided that the fact necessitating such correction or alteration or deletion is brought to his notice within 15 days of the publication of the electoral roll and that he is satisfied that such correction or alteration or deletion is necessary.

12. *Price of copies of electoral roll.*—The copies of the electoral roll or part thereof shall be made available to the electors or to the general public or any other body on request and payment of Rupees Ten towards the price for each roll or part thereof.

13. *Electoral roll of students.*—Electoral roll of students of the post graduate courses, research courses if any, graduate courses, diploma courses and certificate courses of the University shall be prepared department-wise. The electoral roll shall include the names of the students appearing in the registers of the respective colleges or institutions within the details of the calss, course and the College or the Department concerned but shall not include part-time students.

14. *Electoral roll of Teachers other than Deans.*—Electoral roll of Teachers other than Deans shall include the following, namely:—

(i) names and officials addresses of the Teachers of the constituent colleges, whose appointments have been approved by the University;

(ii) names and official addresses of Teachers of the Departments of the University.

15. *Electoral roll of non-teaching staff of the University.*—The electoral roll of employees other than Teachers of the University shall contain the names and designations of all the non-teaching employees of the University Office and constituent colleges.

16. *Electoral roll of employees in the research Stations of the University.*—The electoral roll of the employees in the research station of the University shall contain the names and official addresses of all employees in such research stations excluding the labourers and those included in the roll prepared under clause 15 and whose appointments have been approved by the University.

17. *Electoral roll of other electorates.*—Separate electoral rolls showing the names and addresses shall also be prepared for each of the following electorates, namely:

(i) Presidents of the Panchayats in the State; and

(ii) Chairman of all Municipalities and Mayors of Corporations in the State.

18. *Objections.*—Objections to election shall be make in writing and shall be forwarded to the Registrar along with a fee of Rs. 100 (Rupees one hundred only) for considering the objections so as to reach him within seven days after the declaration of the results of the election.

19. *Preservation of election papers.*—The ballot papers, the declaration papers and the ballot paper covers shall be preserved in the University Office for a period of one month after the date of declaration of the results, or if any dispute arises regarding the election, until it is disposed of.

20. *Membership of a person elected through more than one electorate.*—A person who has been nominated for election to a body or authority of the University through more than one electorate and who has been declared elected from more than one electorate either unopposed or at the declaration of the results of election shall retain his membership in any one of the electorates which he may choose, within 15 days of the declaration of the result of the elections, and if he fails to do so he shall be deemed to be the member only through the electorate the result of whose election has been declared first.

21. *Candidature of a person already elected to a body for election to the same body from another electorate.*—No person who has been elected from a particular electorate shall be eligible to be a candidate for election to the same body or authority through another electorate without resigning his membership from the body or authority, as the case may be. It shall, however, be competent in the case of anticipatory vacancy in a body or authority for a person who is a member of the body or authority elected by a particular electorate to be a candidate for such anticipatory vacancy, if the date of occurrence of that vacancy is posterior to the date on which he ceases to be a member of the body or authority.

22. *Date of effect of result of elections.*—The results of all elections shall be published in the Kerala Gazette. Anticipatory elections shall take effect from the date of occurrence of the vacancy and other elections from the date of notification of the results of the election in the University Office.

PART II

PROCEDURE FOR ELECTION BY POSTAL BALLOT

23. *Notification of Elections.*—When any vacancy occurs or is about to occur by efflux of time among the members of any University authority or body which has to be filled by election, or if an election has to be conducted for the constitution of any Body, Authority, or any Committee thereof according to the provisions of the laws of the University, the Registrar shall, under the directions of the Vice-Chancellor, cause such fact to be notified in leading newspapers approved by the Vice-Chancellor for information of the electors and shall also cause such notification to be published in the Gazette. The notification shall contain the following particulars namely:—

(1) date of notification;

(2) last date for receipt of nominations;

(3) date of scrutiny of nomination and publication of list of candidates validly nominated;

(4) last date and hour for withdrawal of candidature;
(5) date of publication of the final list of candidates;
(6) date of issue of ballot-paper;
(7) date and hour fixed for the poll; and
(8) date and hour of scrutiny and counting of votes.

24. *Nomination of candidates.*—Every elector shall be at liberty to nominate a qualified person to fill up the vacancy. Every such nomination shall be in the prescribed form and shall be made by an elector in writing and shall be seconded in writing by another elector. The nomination shall be accompanied by the consent in writing of the nominee agreeing to serve on the University Authority or Body, as the case may be, if elected, and declaring that he is not already a member of the authority or body, or if he is already a member, his term of office as such would expire before the membership for which he is seeking election takes effect and the nomination paper shall reach the Registrar within the date and hour fixed, which shall not be earlier than 14 clear days after the date of publication of the notification of the election in the Gazette. Nomination in the prescribed form filled up otherwise than in writing shall not be accepted.

25. *Scrutiny of nomination.*—All nomination papers received through post or deposited in the box provided for the purpose in the office of the Returning Officer within the prescribed hour on the prescribed date shall be scrutinised by the Returning Officer. The candidates and a representative of each candidate appointed in writing by the candidate and approved by the Returning Officer may be present at the time of scrutiny of nominations.

26. *Decisions of the Returning Officer on objections.*—The Returning Officer shall examine the nomination papers and shall decide all objections which may be made on any nomination paper on the ground that it is not valid, and may reject either on his own motion or on such objection, any nomination paper. The decision of the Returning Officer shall in each case be endorsed by him on the nomination paper in respect of which such decision is taken.

27. *List of candidates validly nominated.*—A list of candidates whose nominations have been declared valid shall be published with their names and addresses by affixing the same on the notice board in the office of the Returning Officer on the same day. The names of the candidates in the list shall be in the alphabetical order of the English Language.

28. *Withdrawal of candidature.*—Any candidate may withdraw his candidature by notice in writing signed by him and either sent by registered post or delivered in person or by messenger to the Returning Officer so as to reach him not later than 4 p.m. on the day fixed for such withdrawal, which shall be at least 5 clear days after the last date for the receipt of nominations, and the withdrawal once made shall be final. A candidate who has thus withdrawn his nomination shall not be eligible for re-nomination as a candidate for the same election to the same authority or body.

29. *List of contesting candidates.*—The Returning Officer shall, after expiry of the period fixed for withdrawal of candidature, publish the final list of contesting candidates validly nominated. The final list of the candidates shall show the names of the candidates arranged in the alphabetical order of the English Language, together with the designation, if any, and addresses of the candidates.

30. *Declaration of election of validly nominated Candidates.*—If the number of candidates validly nominated and not withdrawn does not exceed the number of vacancies to be filled up by election, such candidates shall be declared to have been duly elected. If the number of candidates validly nominated and not withdrawn is less than the number of vacancies to be filled up by election, such candidates shall be declared to have been duly elected, and the electorate shall be called upon to elect a person or persons, as the case may be, to fill up the remaining vacancy or vacancies. If the number of candidates validly nominated and not withdrawn exceeds the number of vacancies to be filled up by election, then the Returning Officer shall proceed with the election in the manner prescribed in these Statutes.

31. *Despatch of Ballot paper.*—The Returning Officer shall forward to each elector, through post under Certificate of Posting a serially numbered declaration paper, a ballot paper containing the names and addresses of all candidates in the same order as in the final list of candidates validly nominated, and bearing the initials of the Returning Officer and the date of posting, a ballot paper cover, and an envelope addressed to the Returning Officer and bearing a number corresponding to the serial number of the declaration paper, together with the letter of intimation stating the number of the vacancies to be filled by election, the date and hour fixed for the poll and the date and hour fixed for the scrutiny and counting of votes, and such guidance to the voters for exercising their franchise as may be deemed necessary. The papers shall be forwarded to each elector in his address as given in the electoral roll of the constituency. If in any case, an elector has since the publication of the roll changed his address the papers shall be forwarded to him in the address so changed, provided the change of address has been intimated to the Returning Officer not less than 14 clear days before the date of posting of the ballot paper. The date fixed for the poll shall not be less than 14 clear days after the date of posting of the ballot paper.

32. *Non-receipt or loss of ballot paper by an elector.*—When any elector has not received or has lost the ballot paper sent to him, he may make and transmit a declaration to that effect and request the Returning Officer to send him duplicate ballot paper in place of the ones not received or lost, and the Returning Officer, if satisfied as to the genuineness of the declaration, shall issue duplicate ballot paper through post. In every case where duplicate ballot paper is issued, the fact shall be noted against the number of the elector in the electoral roll for use at the time of scrutiny and counting of votes, and the word "Duplicate" in block capital letters shall be written or stamped in red ink on the declaration paper and the envelope addressed to the Returning Officer.

33. *Defective ballot papers etc.*—If the elector receives any ballot paper, ballot paper cover, or declaration paper which is liable to be rejected for want of serial number, initial or for any reason arising from a clerical error or omission in the Office of the Returning Officer, the elector shall, within two days of the receipt of the same but before the time fixed for the commencement of the election, bring the matter to the notice of the Returning Officer, who shall, if satisfied, issue fresh ballot paper cover or declaration paper, as the case may be, in its place. The fact that a fresh ballot paper, ballot paper cover or declaration paper has been issued shall be noted against the number of the elector on the electoral roll for use at the time of scrutiny and counting.

34. *Procedure when election papers are spoiled.*—When an elector has inadvertently spoiled the ballot paper or any other connected papers sent to him, he shall make a declaration to that effect and transmit the same to the Returning Officer, together with the spoiled paper and the Returning Officer, on receipt of the spoiled papers, shall cancel them and issue through post fresh ones in place of such spoil papers.

35. *Voting.*—The elector, in case he decides to vote at the election, shall, after filling up the declaration paper and the ballot paper in accordance with the directions given in the letter of intimation and on the reverse side of the ballot paper, enclose the ballot paper in the cover marked "Ballot Paper" and stick it and enclose the same and the declaration paper in the envelope addressed to the Returning Officer and send the envelope by registered post to the Returning Officer so as to reach him before the hour and date fixed for the poll.

36. *Recording of votes.*—An elector will have as many votes as there are vacancies. The voter may record his vote by placing clearly a mark opposite the name of the candidate or candidates to whom he wishes to give his vote or votes. The mark should be so placed as to indicate clearly and beyond doubt to which candidate he is giving his vote. If the mark is so placed as to make it doubtful to which candidate he has given his vote, the vote will be invalid. If a voter votes for more candidates than the number of vacancies, the ballot paper will be rejected.

37. *Recording of votes of electors physically incapacitated.*—(a) If an elector is incapacitated from blindness or other physical causes through illiteracy from recording his vote in the manner prescribed, it shall be competent for him to record his vote by the hand of any of the persons specified in clause (b) and such persons shall on the declaration paper attest the incapacity and the fact of his having been requested by the elector to record his vote on his behalf and of its having been so marked by him in the presence of the elector.

(b) The following persons are empowered to record the vote for an incapacitated person, namely:—

(1) Magistrate;

(2) Judicial officers of and above the rank of Munsiffs; and

(3) Sub Registrars;

Provided that such person attesting the vote of an incapacitated elector shall not be a candidate or near relation of a candidate contesting the election for which the vote is recorded.

38. *Closing of ballot box.*—The Returning Officer shall close the ballot box slit and seal the box immediately after the hour appointed on the date fixed for the poll.

39. *Procedure for counting.*—The scrutiny and counting of votes shall be held by the Returning Officer from the hour appointed on the date fixed for the scrutiny and counting of votes. No person shall be present at the scrutiny and counting except the Vice-Chancellor, the Returning Officer and such persons as the Vice-Chancellor may appoint to assist the Returning Officer, the candidates and not more than one representative of each candidate appointed by him in writing and approved by the Returning Officer. The ballot box shall be opened at the hour fixed for the scrutiny, and the envelopes in the box shall be scrutinised by the Returning Officer.

40. *Envelope when rejected:*—(1) An envelope shall be rejected before opening—

(a) if it is not the one sent by the Returning Officer;

(b) if it does not bear any serial number.

(2) If two envelopes bearing the same serial numbers are received and one of them is superscribed as "Duplicate" that alone shall be accepted.

41. *Ballot paper cover when rejected.*—(1) A ballot paper cover shall be rejected

(i) if it is not accompanied by the declaration paper sent by the Returning Officer; or

(ii) if the envelope contains no declaration paper outside the ballot paper cover; or

(iii) if the envelope contains anything other than the declaration paper and ballot paper cover; or

(iv) if the declaration is not in accordance with the rules; or

(v) if the ballot paper is placed outside the ballot paper cover; or

(vi) if more than one declaration paper and ballot paper cover have been enclosed in one and the same envelope; or

(vii) if the serial number in the declaration paper differs from the serial number of the envelope addressed to the Returning Officer.

(2) In each case of rejection, the word "Rejected" shall be endorsed by the Returning Officer on the ballot paper cover or the declaration paper, as the case may be.

42. *Ballot paper when rejected.*—(1) The ballot paper covers, other than those rejected shall be mixed together and then opened in the presence of the Returning Officer. The Returning Officer shall then proceed with the scrutiny of the ballot papers.

(2) The Returning Officer shall reject a ballot paper as invalid, for the following reasons, namely:—

(i) if it does not bear the initials of the Returning Officer; or

(ii) if the voter signs his name or writes any word or marks by which the identity of the voter becomes recognisable.

(3) On every paper so rejected, the Returning Officer shall endorse the word "Rejected" stating the grounds of rejection and keep such rejected papers in a separate packet.

43. *Recounting.*—(1) Any candidate or his agent may at any time during the counting of votes, or after the completion but before declaration of result request the Returning Officer to re-examine or recount the papers of all or any candidates and the Returning Officer shall forthwith re-examine or re-count the same accordingly.

(2) The Returning Officer may at his discretion recount the votes either once or more than once in any case in which he is not satisfied as to the accuracy of any previous count:

Provided that nothing in this Statute shall make it obligatory on the Returning Officer to recount the same votes more than once.

44. *Declaration of results.*—The Returning Officer shall at the end of the counting declare according to the number of vacancies, the candidate or candidates who have secured the largest number of valid votes as duly elected, in the order of in which they have secured the votes. If two or more candidates secure equal number of votes, the returning officer shall decide by drawing lots which of them shall be excluded.

45. *Record of election.*—(1) The Returning Officer shall prepare a record in the prescribed form showing—

(a) the number of voters who voted;

(b) the number of ballot papers rejected—

(i) as being received late;

(ii) for irregularities connected with the declaration;

(iii) as invalid;

(c) the number of valid ballot papers.

(2) The Returning Officer shall also prepare a result sheet showing the result of the counting.

By order of the Governor,

S. NAGARAJAN,

Additional Secretary to Government.

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KERALA GAZETTE

EXTRAORDINARY

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Vol. XIX] Trivandrum, Wednesday, 18th September 1974 / 27th Bhadra 1896 [No. 660

GOVERNMENT OF KERALA

Water & Power (Inter-State Waters) Department

NOTIFICATIONS

I

G. O. MS. 34/74/W&P. *Dated, Trivandrum, 18th September 1974.*

S. R. O. No. 679/74.—In exercise of the powers conferred by section 20 of the Malabar Irrigation Works (Construction and Levy of Cess) Act, 1947. (Madras Act VII of 1947) read with rule 7 (2) of the Malabar Irrigation Works (Construction and Levy of Cess) Rules, 1950 the Government of Kerala hereby cancel the Notification issued by the Government of Madras in G.O MS. No. 2330/Rev. dated 19th August, 1954 and published at page 1179 of Part I of Fort St. George Gazette dated the 1st September, 1954.

33/2870/MC.

II

G. O. MS. 34/74/W&P. *Dated, Trivandrum, 18th September, 1974.*

S. R. O. No. 680/74.—In exercise of the Powers conferred by section 20 of the Malabar Irrigation Works (Construction and Levy of Cess) Act, 1947 (Madras Act VII of 1947), the Government of Kerala hereby make the following amendment to the Malabar Irrigation Works (Construction and Levy of Cess) Rules, 1950, namely:—

AMENDMENT

In the said Rules, for rule 7, the following rule shall be substituted, namely:—

"7(1) Water Cess to be levied under section 12 on any land in respect of which a permit for irrigation has been issued under the Act and is in force shall be in accordance with the conditions hereinafter mentioned and at the rates specified below:—

(a) Lands benefited by an irrigation work irrigating or useful for the drainage or protection of an extent of over 81 hectares.

(i)	lands already registered as single crop wet lands and on which two paddy crops could be raised	Rs. 62 per hectare.
(ii)	lands already registered as single crop wet lands and on which more than two paddy crops could be raised	Rs. 99 per hectare.
(iii)	other lands already registered as wet lands on which 2 paddy crops could be raised	Rs. 62 per hectare.
(iv)	other lands already registered as wet lands on which more than 2 paddy crops could be raised	Rs. 99 per hectare.
(v)	lands made fit for cultivation and on which only one paddy crop could be raised	Rs. 37 per hectare.
(vi)	lands made fit for cultivation and on which two paddy crops could be raised	Rs. 62 per hectare.
(vii)	lands made fit for cultivation and on which more than two paddy crops could be raised	Rs. 99 per hectare.
(viii)	other lands benefited	Rs. 62 per hectare.

(b)	Lands benefited by a lift irrigation work, that is, an irrigation work by which water for irrigation purposes is supplied with the aid of pump-sets and other mechanical devices.	50 per cent in excess of the rates specified in item (a)
(c)	Lands benefited by an irrigation work not falling under item (a) or item (b), irrigating or useful for the drainage or protection of an extent of not more than 81 hectares but more than 2 hectares	Rs. 17 per hectare.

(2) Mechanical contrivances such as picottahs may be erected with the District Collector's permission on the banks of bunds of irrigation works so long as the stability of the works is not endangered and no private interests are injured. When water is taken by such contrivances, the District Collector may specify such conditions as may be necessary. The water rate shall be reduced by one-fourth, provided that the land has not also been irrigated by direct flow from a Government source. This rule applies also to irrigation by means of water carried in pots.

(3) The District Collector, the Revenue Divisional Officer, the Tahsildar or the Deputy Tahsildar shall have power to impose enhanced water rates in accordance with rules sanctioned by the Government in this behalf, whenever water is taken irregularly or unauthorisedly from any Government source or work to any land for purposes of irrigation.

(4) The Water Cess to be charged mentioned under sub-rule (1) shall be in addition to the basic tax payable on the land under the Kerala Land Tax Act, 1961.

The above amendment shall be deemed to have come into force with effect on and from the 1st July, 1974.

By order of the Governor,

G. Gopalakrishna Pillai,

Secretary to Government.

Explanatory Note

(This is not part of the notification, but is intended to indicate its general purport)

Government have decided to enhance the rates of Water Cess and to make the pattern uniform throughout the State.

In respect of the former Travancore-Cochin area an Ordinance has been promulgated enhancing the rates of Cess. In respect of certain Irrigation Projects in the former Malabar area the rates of Water Cess are prescribed in Rule 7 of the Malabar Irrigation Works (Construction and Levy of Cess) Rules 1950. It is necessary to amend this rule to implement the policy decision of Government in respect of this area also. This notification is ntended to achieve the above object.

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GOVERNMENT OF KERALA

Public Works (Transport B) Department

CANCELLATION NOTIFICATION

No. 34718/TB2/74/PW. *Dated, Trivandrum, 6th September 1974.*

The composite notification under section 3(1) and 19(4) of the Land Acquisition Act 1961 (Act 21 of 1962) published at page 253 Volume XIX Gazette dated 19-3-1974 related to the acquisition of the following survey number for the Additional land for yard arrangements at Quilon is hereby cancelled as the land in the above Survey number is Poramboke.

SCHEDULE

District—Quilon. Taluk—Quilon.

Village—Vadakkevila.

Sy. No.—484.
Description—Dry land.
Extent—28 Sq. M.

By order of the Governor,
T. S. RAMAKRISHNAN,
Joint Secretary to Government.

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EXTRAORDINARY

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NOTICE

UNDER SECTION 9 (5) OF THE KERALA LAND ACQUISITION ACT, 1961
(ACT 21 OF 1962)

A. 1662/74. *12th September 1974.*

Notice is hereby given that the Government intend to take possession of the land mentioned in the list below, which is required for a public purpose under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962). All persons interested in the land are required to appear in person or by authorised agent on 30-9-1974 at 10 a.m. before the Special Tahsildar (N.H.) L. A., Alleppey and to state/put in a statement in writing signed by themselves or their agents showing the nature of their respective interests in the land and the amount and particulars of their claim to compensation for such interests in the land and their objections if any, to the measurements made under section 8 of the Act.

Note.—If the persons interested refuse to make a claim to compensation or omit without sufficient reasons, to make such claim, the amount to be awarded by the Court, in the event of a reference being made to it on application made by them shall in no case exceed the amount awarded by the Collector under section 11 of the Act.

താഴെ കൊടുത്തിരിക്കുന്ന ലിസ്റ്റിൽ പറഞ്ഞിട്ടുള്ളതും, 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം ഒരു പൊതുകാര്യത്തിന് ആവശ്യമായിട്ടുള്ളതുമായ ഭൂമി കൈവശപ്പെടുത്തുവാൻ ഗവൺമെന്റ്

ഉദ്ദേശിക്കുന്നുവെന്ന് ഇതിനാൽ നോട്ടീസ് നൽകിയിരിക്കുന്നു. പ്രസ്തുത ഭൂമിയിൽ അവകാശബന്ധമുള്ള എല്ലാപേരും, നേരിട്ടോ, അധികൃത ഏജന്റ് മൂലമോ 30-9-1974-ാം തീയതി രാവിലെ 10 മണിക്ക് സ്പെഷ്യൽ തഹശീൽദാർ (N. H.) L. A. ആലപ്പുഴ മുമ്പാകെ ഹാജരാകുകയും, ഭൂമിയിൽ അവരോരോരുത്തർക്കുമുള്ള അവകാശംബന്ധങ്ങളുടെ സ്വഭാവവും ഭൂമിയിൽ അങ്ങനെയുള്ള അവകാശബന്ധങ്ങൾ സംബന്ധിച്ചിടത്തോളം നഷ്ടപ്രതിഫലത്തിന് അവർക്കുള്ള തേർച്ചയുടെ തുകയും വിവരങ്ങളും ആക്റ്റ് 8-ാം വകുപ്പു പ്രകാരം എടുത്തിട്ടുള്ള അളവു സംബന്ധിച്ച് വല്ല ആക്ഷേപവുമുണ്ടെങ്കിൽ അതും എന്താണെന്നു കാണിച്ചുകൊണ്ട് പ്രസ്താവന ചെയ്യുകയും അവരോ അവരുടെ ഏജന്റുമാരോ എഴുതി ഒപ്പിട്ട ഒരു സ്റ്റേറ്റുമെന്റ് സമർപ്പിക്കുകയും ചെയ്യണമെന്ന് അവരോട് ആവശ്യപ്പെടുന്നു.

കുറിപ്പ്.—അവകാശബന്ധമുള്ളവർ നഷ്ടപ്രതിഫലത്തിന് തേർച്ച ചെയ്യാൻ കൂട്ടാക്കാതിരിക്കുകയോ, മതിയായ കാരണമില്ലാതെ അങ്ങനെ തേർച്ചചെയ്യാൻ വീഴ്ച ചെയ്യുകയോ, ചെയ്യുന്നപക്ഷം അവരുടെ അപേക്ഷയിന്മേൽ കോടതിക്ക് റഫറൻസ് അയയ്ക്കുന്ന സംഗതിയിൽ കോടതി വിധിച്ചുകൊടുക്കേണ്ട തുക യാതൊരു സംഗതിയിലും ആക്റ്റ് 11-ാം വകുപ്പുപ്രകാരം കളക്റ്റർ വിധിച്ചുകൊടുക്കുന്ന തുകയിൽ കവിയാൻ പാടില്ലാത്തതാകുന്നു.

Particulars of land

District—Alleppey. *Taluk*—Karthigapally

Description—Dry

Village	*Survey No.*	*Extent in Ares*
Haripad	H-1668/4	04.65
Kumarapuram	3533/4	01.43
Do.	849/A9	03.63
Do.	849/A7	00.74
Do.	849/A8	01.18

(Sd.)

Alleppey. *Special Tahsildar, L. A. (N.H.).*

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KERALA GAZETTE

EXTRAORDINARY

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NOTICE

UNDER SECTION 9 (5) OF THE KERALA LAND ACQUISITION ACT, 1961
(ACT 21 OF 1962)

No. B2/180/74. *10th September, 1974.*

Notice is hereby given that the Government intend to take possession of the land mentioned in the list below, which is required for a public purpose under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962). All persons interested in the lands are required to appear in person or by authorised agent on 3-10-1974 at 11 a. m. before the Special Tahsildar L. A., Railways Trichur at Anandapuram Village Office and to state/put in a statement in writing signed by themselves or their agents showing the nature of their respective interests in the land and the amount and particulars of their claim to compensation for such interests in the land and their objections, if any, to the measurements made under section 8 of the Act.

Note.—If the persons interested refuse to make a claim to compensation or omit without sufficient reasons to make such claim, the amount to be awarded by the Court, in the event of a reference being made to it on application made by them shall in no case exceed the amount awarded by the Collector under Section 11 of the Act.

താഴെ കൊടുത്തിരിക്കുന്ന ലിസ്റ്റിൽ പറഞ്ഞിട്ടുള്ളതും, 1961-ലെ കേരളം സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം ഒരു പൊതുകാര്യത്തിന് ആവശ്യമായിട്ടുള്ളതുമായ ഭൂമി കൈവശപ്പെടുത്തുവാൻ

ഗവൺമെന്റുദ്ദേശിക്കുന്നുവെന്ന് ഇതിനാൽ നോട്ടീസ് നൽകിയിരിക്കുന്നു. പ്രസ്തുത ഭൂമിയിൽ അവകാശബന്ധമുള്ള എല്ലാപേരും നേരിട്ടോ, അധികൃത ഏജന്റുമുഖേനയോ 3-10-1974-ാം തീയതി രാവിലെ 11 മണിക്ക് ആനന്ദപുരം വില്ലേജ് ഓഫീസ്, തൃശ്ശൂർ റെയിൽവേ ലാൻഡ് അക്വിസിഷൻ സ്പെഷ്യൽ തഹശീൽദാർ മുമ്പാകെ ഹാജരാകുകയും, ഭൂമിയിൽ അവരോരോരുത്തർക്കുമുള്ള അവകാശബന്ധങ്ങളുടെ സ്വഭാവവും ഭൂമിയിൽ അങ്ങനെയുള്ള അവകാശബന്ധങ്ങൾ സംബന്ധിച്ചിടത്തോളം നഷ്ടപ്രതിഫലത്തിന് അവർക്കുള്ള തേർച്ചയുടെ തുകയും വിവരങ്ങളും ആക്ട് 8-ാം വകുപ്പു പ്രകാരം, എടുത്തിട്ടുള്ള അളവു സംബന്ധിച്ച് വല്ല ആക്ഷേപവുമുണ്ടെങ്കിൽ അതും ഏതാണെന്നു കാണിച്ചുകൊണ്ട് പ്രസ്താവന ചെയ്യുകയും അവരോ അവരുടെ ഏജന്റുമാരോ എഴുതിഒപ്പിട്ട ഒരു സ്റ്റേറ്റുമെന്റ് സമർപ്പിക്കുകയും ചെയ്യണമെന്ന് അവരോട് ആവശ്യപ്പെടുന്നു.

കുറിപ്പ്.—അവകാശബന്ധമുള്ളവർ നഷ്ടപ്രതിഫലത്തിന് തേർച്ച ചെയ്യാൻ കൂട്ടാക്കാതിരിക്കുകയോ, മതിയായ കാരണമില്ലാതെ അങ്ങനെ തേർച്ചചെയ്യാൻ വീഴ്ച ചെയ്യുകയോ ചെയ്യുന്നപക്ഷം അവരുടെ അപേക്ഷയിന്മേൽ കോടതിക്ക് റഫറൻസ് അയയ്ക്കുന്ന സംഗതിയിൽ കോടതി വിധിച്ചുകൊടുക്കേണ്ട തുക യാതൊരു സംഗതിയിലും ആക്ട് 11-ാം വകുപ്പുപ്രകാരം കളക്ടർ വിധിച്ചുകൊടുക്കുന്ന തുകയിൽ കവിയാൻ പാടില്ലാത്തതാകുന്നു.

Particulars of Lands

Block No.—XXVI.

District—Trichur. Taluk—Mukundapuram.

Village—Anandapuram.

Survey No.	*Description*	*Extent in Hectares*
137/1-1	Wet	0.0486
137/2-4	,,	0.0960
137/3-5	Dry	0.0300
	Total	0.1746

(Sd.)

Special Tahsildar L.A. Railways,
Trichur-3.

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